IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

FRIDAY, THE 1ST SEPTEMBER 2006 / 10TH BHADRA 1928

Bail Appl..No. 5449 of 2006

AGAINST THE ORDER DATED 17/07/2006 IN ORDER IN CMP.1076/2006 of J.M.F.C.-II, CHENGANNUR
CRIME NO.118/2006 OF CHENGANNUR EXCISE RANGE

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PETITIONER/ACCUSED:

SOMAN, AGED 46,
S/O. VASU, KUTTITHARA VEEDU, KUTTEMPEROOR MURI,
MANNAR VILLAGE, CHENGANNUR.

BY ADV. SRI.R.VINOD

RESPONDENTS: COMPLAINANT:

STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR K. RAVIKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/09/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 5449/2006

DATED THIS THE 1ST DAY OF SEPTEMBER, 2006

O R D E R

The petitioner was arrested on 7.7.2006, by the Inspector of Excise Range, Chengannur, for the offence punishable under Section 8(1) & (2) of the Abkari Act and C.R.No.118/2006 of that Excise Range was registered against him, as he was found in illegal possession of ten liters of illicit arrack. Hence he is before this Court, under Section 439 Cr.P.C.

2. After hearing both sides and considering the duration of the judicial detention and the completion of the investigation, I grant bail and release the petitioner from jail, subject to the following conditions:-

> (a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class-II, Chengannur.

(b). The petitioner shall report before the Investigating Officer, once in a week on every Tuesday, between 10.00 a.m and 11.00 a.m., for a period of two months, starting from 12.9.2006.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs